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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/825,217	04/16/2004	Hiroki Kusakabe	43888-299

MCDERMOTT, WILL & EMERY  
 600 13th Street, N.W.  
 Washington, DC 20005-3096

CONFIRMATION NO. 8308

## FORMALITIES LETTER



\*OC000000013132341\*

Date Mailed: 07/01/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$900** for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents

09/02/2004 SZEWDIE1 00000063 500417 10825213 P.O. Box 1450

01 FC:1001 770.00 DA  
 02 FC:1051 130.00 DA

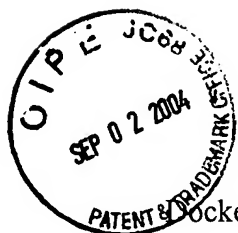
Alexandria VA 22313-1450

*A copy of this notice MUST be returned with the reply.*

Tequest Woldeyes  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Socket No.: 43888-299

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of	:	Customer Number: 20277
	:	
Hiroki KUSAKABE, et al.	:	Confirmation Number: 8308
	:	
Serial No.: 10/825,217	:	Group Art Unit: 2858
	:	
Filed: April 16, 2004	:	Examiner:
	:	
For: METHOD FOR OPERATING POLYMER ELECTROLYTE FUEL CELL		

**RESPONSE TO NOTICE  
OF MISSING PARTS OF APPLICATION**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Missing Parts of Application dated July 1, 2004, submitted herewith are the following documents for filing in the above-referenced application:

1. Declaration (which is in compliance with 37 CFR 1.63)
2. Statutory Basic filing fee of \$770.00
3. Late Filing Fee Surcharge of \$130.00
4. Assignment and Recordation fee of \$40.00 (On Separate Postcard)

Please charge Deposit Account No. 500417 in the amount of \$900.00. To the extent necessary, Applicants petition for an extension of time under 37 C.F.R. 1.136.

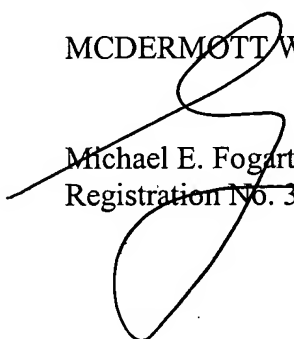
10/825,217

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

It is requested that the official filing receipt now be issued.

Respectfully submitted,

MCDERMOTT WILL & EMERY LLP



Michael E. Fogarty  
Registration No. 36,139

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**Date: September 1, 2004**